

BILL NO. G-70-04-16 (Amended)

GENERAL ORDINANCE NO. 485-70

AN ORDINANCE CREATING A METROPOLITAN HUMAN RELATIONS COMMISSION DEFINING ITS POWERS AND PURPOSES, PROHIBITING DISCRIMINATION IN PUBLIC ACCOMMODATIONS AND HOUSING; PROVIDING FOR CERTAIN EXEMPTIONS; PROVIDING FOR PENALTIES AND REPEALING SPECIAL ORDINANCE NO. 2593

BE IT ORDAINED by the Common Council of the City of Fort Wayne, Indiana:

ARTICLE. - PURPOSES

Sec. 1. The Mayor and the Common Council of the City of Fort Wayne, Indiana, find that discrimination in social, cultural and economic life in the City of Fort Wayne against any person or persons because of race, sex, color, religion, ancestry, national origin, or place of birth, is contrary to American principles and is harmful to the social, cultural, and economic life of Fort Wayne; that discrimination, particularly in employment opportunities, public accommodations, and housing, increases the burden and cost of government. That such discrimination contributes to increased crime, vice, juvenile delinquency, fires and other evils thereby affecting the public safety, the public health, and the general welfare of the community; it is, therefore, deemed to be in the best interests of the City of Fort Wayne to create a metropolitan commission to administer and enforce anti-discrimination legislation and ordinances, all as authorized by the Indiana Civil Rights Act.

ARTICLE II. - DEFINITIONS

Sec. 1. As used in this Ordinance, unless a different meaning clearly appears from the context,

(a) The term "discrimination" means any difference in treatment based on race, sex, color, religion, ancestry, national origin, or place of birth, and includes segregation, except that it shall not be discrimination for any religious or denominational institution to devote its facilities exclusively or primarily to or for members of its own religion or denomination, or to give preference to members of such institution to promote the religious principles for which it is established or maintained. The term "discrimination" shall mean the exclusion of a person from or failure or refusal to extend to a person equal opportunities because of race, sex, creed, color, national origin, or ancestry, or the promotion of race segregation or separation, in any manner, including but not limited to the inducing of or the attempting to induce for a profit any person, to sell or rent any dwelling by representation regarding the entry or prospective entry into the neighborhood of a person or persons of a particular race, sex, color, religion, or national origin.

(b) The term "person" includes an association, partnership, or corporation, as well as a natural person. The term "person", as applied to partnerships or other associations, includes their members, and as applied to corporations, includes their officers and directors. The term "person" also includes any individual acting in a fiduciary or representative capacity, whether appointed by a court or otherwise.

(c) The term "owner" includes the lessee, sub-lessee, assignee or managing agent or other persons having the right of

ownership or possession or the right to sell, rent, or lease any housing accommodation.

(d) The term "financial institution" means any person as defined herein regularly engaged in the business of lending money or guaranteeing loans.

(e) The term "real estate broker" means any person as defined herein, who, for a fee or other valuable consideration, sells, purchases, exchanges, or rents or negotiates or offers or attempts to make or negotiate the sale, purchase, exchange or rental of the real property of another, or holds himself out as engaged in the business of selling, purchasing exchanging, or renting the real estate of another, or collects rental for the use of real property of another.

(f) The term "real estate salesman or agent" means any person employed by a real estate broker to perform or to assist in the performance of any or all of the functions of a real estate broker, except that it shall not include secretarial or clerical employees.

(g) The term "housing accommodation" means any parcel or parcels of real estate or lots, whether or not contiguous in the City of Fort Wayne available for the building of one or more housing units, owned or otherwise subject to the control of one or more owners, or to any single family dwelling or multiple family dwelling, or portion thereof, which is used or occupied or intended or arranged or designed to be used or occupied as a home, homesite, residence, or sleeping place of one or more human beings located in the City of Fort Wayne.

(h) The Indiana Civil Rights Act is the Acts of 1961, Chapter 208, as amended by Chapter 173 of the Acts of 1963, Chapter 214 of the Acts of 1965, Chapter 276 of the Acts of 1967, and

Chapter 298 of the Acts of 1969, and any subsequent amendments thereto, deletions or additions thereto now or hereinafter enacted by the General Assembly of the State of Indiana.

(i) The State Commission means the Civil Rights Commission created and existing under the Indiana Civil Rights Act as above defined.

### ARTICLE III. - THE COMMISSION

Sec. 1. To assist in the elimination of discrimination in the City of Fort Wayne, there is hereby created a commission to be known as the Metropolitan Human Relations Commission.

Sec. 2. The Commission Shall Consist of Nine Members:

(a) One to be elected by the Common Council from among its members at the annual meeting for the election of officers of the council; the member who shall be a member of the council, shall be elected annually for a one-year term; provided, that in the year of the enactment of this Ordinance, the council shall, prior to the effective date of this Ordinance, elect one of its members to serve until the next annual meeting of the council, and until his successor is duly elected and qualified.

(b) The other eight members shall be appointed by the Mayor of the City of Fort Wayne to serve without compensation.

(c) Of the members to be appointed by the Mayor, two shall be appointed to serve for a term of one year; two shall be appointed to serve for a term of two years; two shall be appointed for a term of three years; and two shall be appointed for a term of four years; provided, that appointments for all terms, after the terms of the original appointment, shall be for a term of four years; provided, further, that no member shall serve more than two consecutive full terms.

Sec. 3. Qualification of Members: All members shall be residents of the City of Fort Wayne. Not more than five members, including the council member, shall be members of the same political party.

Sec. 4. Officers:

(a) At the first meeting of the Commission, which shall be called by the Mayor, the Commissioners shall elect one of their number to serve as chairman, and shall also elect such other officers as the Commission shall desire from among their members.

(b) The Commission shall select an executive director who shall also serve as secretary, who shall not be required to meet the qualifications for membership on the Commission, and who shall be compensated for his services, and such other employees as may be authorized.

(c) Death, disability or resignation of a member. In the event of a death, disability, or resignation of any member, his successor shall be appointed by the one who appointed such member and the newly appointed member shall serve for the unexpired period of the term of the one replaced.

(d) The Mayor shall have the right to replace any member of the Commission for just cause, except the council representative. Failure to attend meetings shall be a just cause.

Sec. 5. Powers and Duties. The Commission shall have the following powers and duties:

(a) The Commission shall meet monthly and may meet when otherwise necessary to receive and investigate charges of discriminatory practice; and, if it appears that reasonable grounds exist for the charges, the Commission shall accept a complaint or the director may make a complaint, which complaint shall be in writing and verified. If a complaint has been made,

the Commission may hold hearings and make an investigation of the complaint, which investigation shall be conducted by the Commission or by the director or his staff.

(b) In holding the hearings or making investigations, the Commission may officially request the presence of witnesses and may officially request that any records or documents be brought before it for examination. In its hearings, the testimony of any person who appears shall be given under oath. It shall be deemed reasonable grounds for filing an action charging discrimination against anyone who, without just cause, refuses to appear and testify before the Commission or who refuses to make books and records available to the Commission without just cause when officially requested to appear and testify or appear and bring books and records; provided, that the charges against such person are under investigation.

(c) After the completion of the hearing, the Commission shall state its findings of fact, and if it finds that a person has engaged in unlawful discriminatory practice, it shall attempt a conciliation to cause the end of such practices; or it may order the person charged to cease and desist from such unlawful discriminatory practice, or on failure of conciliation, or if probable cause exists, it may file an action in any court to which jurisdiction has been granted under the Indiana Civil Rights Act. Provided, that no cease and desist order shall be issued following hearing on any complaint filed other than by a person allegedly discriminated against unless such person shall have personally testified at such hearing. Provided further, that the person against whom a cease and desist order is issued may seek a judicial review of such order by petition therefor filed in any court granted jurisdiction of appeals in the Indiana

Civil Rights Act, provided that such petition shall be filed within fifteen (15) days of the issuance of such order.

(d) Failure to obey any cease and desist order entered by the Commission shall be deemed grounds for proceeding through any court granted jurisdiction under the Indiana Civil Rights Act.

(e) The Commission shall study, investigate and take action within its jurisdiction in regard to any condition having an adverse effect on intergroup relations, including alleged violations of Federal, State and Local Laws heretofore or hereafter enacted prohibiting discrimination against any person in public accommodations, employment opportunity, or housing accommodations because of race, sex, color, religion, or national origin.

(f) To institute and conduct educational and other programs to promote the equal rights and opportunities to all persons regardless of their race, sex, color, religion, or national origin.

(g) To study the problems of the relationship of the various races, sexes, colors, creeds, and nationalities living within the community, and to advise with and assist Departments of the City Government on problems involving said groups living within the City to the end that an effort be made to eliminate prejudice, intolerance, bigotry, and discrimination in the City of Fort Wayne. If charges are made, and there appears to be probable cause therefor, and the charges involve another employee, department or branch of the City Government, then the Commission shall inform the employee, department or branch, in writing, before taking any formal action.

(h) Annual Report. The Commission shall render an annual report of its doings to the Mayor and to the Common Council

and shall render such other additional reports as the Mayor or the Council may from time to time request. The reports shall describe, in detail, the investigations and conciliation proceedings it has conducted and their outcome, the progress made, and any other work performed and achievements toward the elimination of discrimination.

#### ARTICLE IV. - PROHIBITED ACTS

Sec. 1. It shall be unlawful for any person to commit any act of discrimination or engage in any discriminatory practice as herein defined.

Sec. 2. Discrimination in the Sale or Rental of Housing:

(a) It shall be unlawful for any owner, real estate broker, salesman, or agent to refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of a dwelling to any person because of race, color, religion, or national origin; to discriminate against any person in the terms, conditions, or privileges of the sale or rental of a dwelling, or in the provision of services, or facilities in connection therewith, because of race, color, religion, or national origin; to represent that any dwelling is not available for inspection, sale or rental, when such dwelling is in fact so available.

(b) It shall be unlawful for the Commission by any of its agents, or any person, to participate in a transaction for the acquisition or financing of a housing accommodation where the purpose of such is to obtain information upon which a complaint could be filed before the Commission. It shall be prima facie evidence that this provision has been violated when a Commission agent or an unrelated person, other than a licensed real

estate salesman, broker or lender seeks a housing accommodation for one who is physically able to represent himself and a complaint is thereafter filed.

Sec. 3. Discrimination in Financing of Housing. It shall be unlawful for any person, as herein defined, whose business consists in whole or in part in the making of commercial real estate loans, to deny a loan or other financial assistance to an applicant therefor, or to discriminate against such applicant in the fixing of the amount, interest rate, duration, or other terms or conditions of such loan or other financial assistance because of the race, sex, color, religion, or national origin of such applicant.

Sec. 4. Discrimination in Employment. It shall be unlawful to discriminate against any person by excluding from or failing or refusing to extend to a person equal opportunities in securing employment or in advancing within an employing organization after having secured employment because of race, sex, color, religion, or national origin; provided, however, that this section shall not apply to any person as herein defined who employs less than six persons.

Sec. 5. Discrimination by Labor Organizations. It shall be unlawful for any labor organization to deny full and equal membership rights to any applicant for membership or to fail or refuse to classify properly or refer for employment any member solely because of race, color, religion, or national origin.

Sec. 6. Discrimination in Public Accommodations. It shall be unlawful for any person or establishment which caters or offers its services or facilities or goods to the general public to discriminate against anyone because of race, sex, color, religion, or national origin.

ARTICLE V. - PENALTIES

Sec. 1. Any person violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined in the sum not to exceed Five Hundred Dollars (\$500.00). Each day of violation shall be deemed a separate offense.

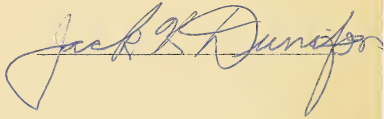
Sec. 2. Severability. If any provision of this Ordinance, or the application thereof to any person or circumstance is held invalid, the remainder of the act and the application of such provisions to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

ARTICLE VI. - REPEAL

Special Ordinance No. 2593 of the Ordinances of the City of Fort Wayne, creating the Mayor's Commission on Human Relations, is hereby repealed on the effective date of this Act.

ARTICLE VII. - EFFECTIVE DATE

The effective date of this Ordinance shall be July 1, 1970.



APPROVED AS TO FORM  
AND LEGALITY, \_\_\_\_\_

*Associate*

CITY ATTORNEY

Read the first time in full and on motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and duly adopted, read the second time by title and referred to the (Committee on) \_\_\_\_\_ (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_ 196 \_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: \_\_\_\_\_

City Clerk

Read the third time in full and on motion by Dunifon seconded by Robinson and duly adopted, placed on its passage.

Passed (~~lost~~) by the following vote:

AYES	<u>9</u>	NAYS	<u>0</u>	ABSTAINED	____	ABSENT	____	to-wit:
Adams	<u>/</u>	_____	_____	_____	_____	_____	_____	
Dunifon	<u>/</u>	_____	_____	_____	_____	_____	_____	
Fay	<u>/</u>	_____	_____	_____	_____	_____	_____	
Geake	<u>/</u>	_____	_____	_____	_____	_____	_____	
Nuckols	<u>/</u>	_____	_____	_____	_____	_____	_____	
Robinson	<u>/</u>	_____	_____	_____	_____	_____	_____	
Rousseau	<u>/</u>	_____	_____	_____	_____	_____	_____	
Steigerwald	<u>/</u>	_____	_____	_____	_____	_____	_____	
Tipton	<u>/</u>	_____	_____	_____	_____	_____	_____	

Date 5-12-70

Luedtke Bonahoon  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 685-70

on the 12<sup>th</sup> day of May, 196 70.

ATTEST: (SEAL)

Luedtke Bonahoon  
City Clerk

Herbert Tipton  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13<sup>th</sup> day of May, 196 70 at the hour of 8:30 o'clock 17 M., E.S.T.

Luedtke Bonahoon  
City Clerk

Approved and signed by me this 13<sup>th</sup> day of May, 1970 at the hour of 9:03 o'clock A M., E.S.T.

Harold S. Zeis  
Mayor

*[Handwritten scribble]*

Bill No. G-70-04-16

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance  
creating a Metropolitan Human Relations Commission defining its powers and purposes,  
prohibiting discrimination in public accommodations and housing: providing for  
certain exemptions: providing for penalties and repealing special ordinance  
No. 2593,

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do PASS. as amended

JACK K. DUNIFON, Chairman  
EDWIN J. ROUSSEAU, Vice-Chairman  
THOMAS G. ADAMS  
WILLIAM K. GEAKE  
PHIL A. STRIGERWALD

*[Handwritten signatures: Jack K. Dunifon, Edwin J. Rousseau, Thomas G. Adams, William K. Geake, Phil A. Strigerwald]*

CONCURRED IN

DATE 5-12-70 FUAD G. BONAHOOM, CITY CLERK

BILL NO. G-70-04-16

GENERAL ORDINANCE NO. G-\_\_\_\_\_

AN ORDINANCE CREATING A METROPOLITAN HUMAN RELATIONS COMMISSION DEFINING ITS POWERS AND PURPOSES, PROHIBITING DISCRIMINATION IN PUBLIC ACCOMMODATIONS AND HOUSING; PROVIDING FOR CERTAIN EXEMPTIONS; PROVIDING FOR PENALTIES AND REPEALING SPECIAL ORDINANCE NO. 2593.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

ARTICLE I. - PURPOSES

SECTION 1. The Mayor and the Common Council of the City of Fort Wayne, Indiana, find that discrimination in social, cultural and economic life in the City of Fort Wayne against any person or persons because of race, color, religion, ancestry, national origin, or place of birth, is contrary to American principles and is harmful to the social, cultural, and economic life of Fort Wayne; that discrimination, particularly in employment opportunities, public accommodations, and housing, increases the burden and cost of government. That such discrimination contributes to increased crime, vice, juvenile delinquency, fires and other evils thereby affecting the public safety, the public health and the general welfare of the community; it is, therefore, deemed to be in the best interests of the City of Fort Wayne to create a metropolitan commission to administer and enforce anti-discrimination legislation and ordinances, all as authorized by the Indiana Civil Rights Act.

ARTICLE II. - DEFINITIONS

SECTION 2. As used in this Ordinance, unless a different meaning clearly appears from the context,

(a) The term "discrimination" means any difference in

treatment based on race, color, religion, ancestry, national origin, or place of birth, and includes segregation, except that it shall not be discrimination for any religious or denominational institution to devote its facilities exclusively or primarily to or for members of its own religion or denomination, or to give preference to members of such institution to promote the religious principles for which it is established or maintained. The term "discrimination" shall mean the exclusion of a person from or failure or refusal to extend to a person equal opportunities because of race, creed, color, national origin or ancestry, or the promotion of race segregation or separation, in any manner, including but not limited to the inducing of or the attempting to induce for a profit any person, to sell or rent any dwelling by representation regarding the entry or prospective entry into the neighborhood of a person or persons of a particular race, color, religion, or national origin.

(b) The term "person" includes an association, partnership, or corporation, as well as a natural person. The term "person", as applied to partnerships or other associations, includes their members, and as applied to corporations, includes their officers and directors. The term "person" also includes any individual acting in a fiduciary or representative capacity, whether appointed by a court or otherwise.

(c) The term "owner" includes the lessee, sub-lessee, assignee or managing agent or other persons having the right of ownership or possession or the right to sell, rent, or lease any housing accommodation.

(d) The term "financial institution" means any person as

defined herein regularly engaged in the business of lending money or guaranteeing loans.

(e) The term "real estate broker" means any person as defined herein, who, for a fee or other valuable consideration, sells, purchases, exchanges, or rents or negotiates or offers or attempts to make or negotiate the sale, purchase, exchange or rental of the real property of another, or holds himself out as engaged in the business of selling, purchasing, exchanging, or renting the real estate of another, or collects rental for the use of real property of another.

(f) The term "real estate salesman or agent" means any person employed by a real estate broker to perform or to assist in the performance of any or all of the functions of a real estate broker, except that it shall not include secretarial or clerical employees.

(g) The term "housing accommodation" means any parcel or parcels of real estate or lots, whether or not contiguous in the City of Fort Wayne available for the building of one or more housing units, owned or otherwise subject to the control of one or more owners, or to any single family dwelling or multiple family dwelling, or portion thereof which is used or occupied or intended or arranged or designed to be used or occupied as a home, homesite, residence, or sleeping place of one or more human beings located in the City of Fort Wayne.

(h) The Indiana Civil Rights Act is Acts of 1961, Chapter 208, as amended by Chapter 173 of Acts of 1963, Chapter 214 of Acts of 1965, Chapter 276 of the Acts of 1967, and Chapter 298 of the Acts of 1969, and any subsequent amendments thereto, deletions

or additions thereto now or hereinafter enacted by the General Assembly of the State of Indiana.

(i) The State Commission means the Civil Rights Commission created and existing under the Indiana Civil Rights Act as above defined.

### ARTICLE III. - THE COMMISSION

SECTION 1. To assist in the elimination of discrimination in the City of Fort Wayne, there is hereby created a commission to be known as the Metropolitan Human Relations Commission.

SECTION 2. The Commission Shall Consist of Nine Members:

(a) One to be elected by the Common Council from among its members at the annual meeting for the election of officers of the council; the member who shall be a member of the council shall be elected annually for a one-year term; provided, that in the year of the enactment of this Ordinance, the council shall, prior to the effective date of this Ordinance, elect one of its members to serve until the next annual meeting of the council and until his successor is duly elected and qualified.

(b) The other eight members shall be appointed by the Mayor of the City of Fort Wayne to serve without compensation;

(c) Of the members to be appointed by the Mayor, two shall be appointed to serve for a term of one year; three shall be appointed for a term of two years; and three shall be appointed for a term of three years; provided, that appointments for all terms after the terms of the original appointment shall be for a term of three years.

SECTION 3. Qualification of Members: All members shall be

residents of the City of Fort Wayne.

#### SECTION 4. Officers:

(a) At the first meeting of the Commission, which shall be called by the Mayor, the Commissioners shall elect one of their number to serve as chairman, and shall also elect such other officers as the Commission shall desire from among their members.

(b) The Commission may select an executive director who shall also serve as secretary who shall not be required to meet the qualifications for membership on the Commission, and who may be compensated for his services, and such other employees as may be authorized.

(c) Death, disability or resignation of a member. In the event of a death, disability, or resignation of any member, his successor shall be appointed by the one who appointed such member and the newly appointed member shall serve for the unexpired period of the term of the one replaced.

(d) The Mayor shall have the right to replace any member of the Commission or any employee at any time, except the council representative.

SECTION 5. Powers and Duties. The Commission shall have the following powers and duties:

(a) To receive and investigate charges of discriminatory practice and, if it appears that reasonable grounds exist for the charges, the Commission shall accept a complaint or the director may make a complaint, which complaint shall be in writing and verified. If a complaint has been made, the Commission may hold hearings and make an investigation of the complaint, which investigation shall be conducted by the Commission or by the

director or his staff.

(b) In holding the hearings or making investigations, the Commission may request the presence of witnesses and may request that any records or documents be brought before it for examination. In its hearings, the testimony of any person who appears shall be given under oath.

(c) After the completion of the hearing, the Commission shall state its findings of fact, and if it finds that a person has engaged in unlawful discriminatory practice, it shall attempt a conciliation to cause the end of such practices; it may order the person charged to cease and desist from such unlawful discriminatory practice, or on failure of conciliation, or if probable cause exists, it may file an action in any court to which jurisdiction has been granted under the Indiana Civil Rights Act. It shall be deemed reasonable grounds for filing an action charging discrimination against anyone who, without just cause, refuses to appear and testify before the Commission or who refuses to make books and records available to the Commission without just cause; provided, that charges against such person are under investigation.

(d) Failure to obey any cease and desist order entered by the Commission shall be deemed grounds for proceeding through any Court granted jurisdiction under the Indiana Civil Rights Act.

(e) The Commission shall study and investigate any condition having an adverse effect on intergroup relations, including alleged violations of Federal, State and Local Laws heretofore or hereafter enacted prohibiting discrimination against any person

in public accommodations, employment opportunity, or housing accommodations because of race, color, religion or national origin.

(f) To institute and conduct educational and other programs to promote the equal rights and opportunities to all persons regardless of their race, color, religion, or national origin.

(g) To study the problems of the relationship of the various races, colors, creeds, and nationalities living within the community, and to advise with and assist Departments of the City Government on problems involving said groups living within the City to the end that an effort be made to eliminate prejudice, intolerance, bigotry and discrimination in the City of Fort Wayne. If charges are made, and there appears to be probable cause therefor, and the charges involve another employee, department or branch of the City Government; thence the Commission shall inform the employee, department or branch, in writing, before taking any formal action.

(h) Annual Report. The Commission shall render an annual report of its doings to the Mayor and to the Common Council, and shall render such other additional reports as the Mayor or the Council may from time to time request.

#### ARTICLE IV. - PROHIBITED ACTS.

SECTION 1. It shall be unlawful for any person to commit any act of discrimination or engage in any discriminatory practice as herein defined.

SECTION 2. Discrimination in the Sale or Rental of Housing.

(a) It shall be unlawful for any owner, real estate

broker, salesman, or agent to refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of a dwelling to any person because of race, color, religion, or national origin; to discriminate against any person in the terms, conditions, or privileges of the sale or rental of a dwelling, or in the provision of services, or facilities in connection therewith, because of race, color, religion, or national origin; to represent that any dwelling is not available for inspection, sale or rental, when such dwelling is in fact so available.

(b) Owner-Occupant Exemption. An owner-occupant exemption is granted to a person who owns, rents or leases a dwelling containing living quarters occupied or intended to be occupied by no more than four families living independently of each other and in which the owner-occupier actually maintains and occupies one of such living quarters as his residence. To such owner-occupant is granted an exemption from charges of discriminatory practice as herein defined.

(c) It shall be unlawful to assist or to participate with a person who is not a bona fide prospective buyer or renter in a transaction for the acquisition or financing of a housing accommodation where the purpose of such is to obtain information upon which a complaint could be filed before the Commission.

SECTION 3. Discrimination in Financing of Housing. It shall be unlawful for any person, as herein defined, whose business consists in whole or in part in the making of commercial real estate loans, to deny a loan or other financial assistance

to an applicant therefor, or to discriminate against such applicant in the fixing of the amount, interest rate, duration, or other terms or conditions of such loan or other financial assistance because of the race, color, religion, or national origin of such applicant.

SECTION 4. Discrimination in Employment. It shall be unlawful to discriminate against any person by excluding from or failing or refusing to extend to a person equal opportunities in securing employment or in advancing within an employing organization after having secured employment because of race, color, religion, or national origin; provided, however, that this section shall not apply to any person as herein defined who employs less than six persons.

SECTION 5. Discrimination by Labor Organizations. It shall be unlawful for any labor organization to deny full and equal membership rights to any applicant for membership or to fail or refuse to classify properly or refer for employment any member solely because of race, color, religion or national origin.

SECTION 6. Discrimination in Public Accommodations. It shall be unlawful for any person or establishment which caters or offers its services or facilities or goods to the general public to discriminate against anyone because of race, color, religion, or national origin.

ARTICLE V. - PENALTIES

SECTION 1. Any person violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined in the sum not to exceed Five Hundred Dollars (\$500.00). Each day of violation shall be deemed a separate offense.

ARTICLE VI. - REPEAL

Special Ordinance No. 2593 of the Ordinances of the City of Fort Wayne creating the Mayor's Commission on Human Relations is hereby repealed on the effective date of this Act.

ARTICLE VII. - EFFECTIVE DATE

The effective date of this Ordinance shall be July 1, 1970.

*Jack F. Jungfer*  
*John H. Hays*  
*Edna H. Hays*  
*Wm. H. Hays*

APPROVED AS TO FORM  
AND LEGALITY, \_\_\_\_\_

CITY ATTORNEY

Read the first time in full and on motion by Dunifon seconded by Steigerwald and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on Tuesday the 21st day of April 19670, at 7:30 o'clock P.M., E.S.T.

Date: 4-14-70

Frank D. Bonahum  
City Clerk

Read the third time in full and on motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and duly adopted, placed on its passage.  
Passed (LOST) by the following vote:

AYES	_____,	NAYS	_____,	ABSTAINED	_____,	ABSENT	_____,	to-wit:
Adams	_____	_____	_____	_____	_____	_____	_____	
Dunifon	_____	_____	_____	_____	_____	_____	_____	
Fay	_____	_____	_____	_____	_____	_____	_____	
Geake	_____	_____	_____	_____	_____	_____	_____	
Nuckols	_____	_____	_____	_____	_____	_____	_____	
Robinson	_____	_____	_____	_____	_____	_____	_____	
Rousseau	_____	_____	_____	_____	_____	_____	_____	
Steigerwald	_____	_____	_____	_____	_____	_____	_____	
Tipton	_____	_____	_____	_____	_____	_____	_____	

Date \_\_\_\_\_

\_\_\_\_\_  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 196 \_\_\_\_.

ATTEST: (SEAL)

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 196 \_\_\_\_ at the hour of \_\_\_\_\_ o'clock \_\_\_\_ M., E.S.T.

\_\_\_\_\_  
City Clerk

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 196 \_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_ M., E.S.T.

\_\_\_\_\_  
Mayor





Common Council-City of Ft. Wayne  
(Governmental Unit)

To JOURNAL-GAZETTE.....Dr.

Allen.....County, Ind.

FORT WAYNE, INDIANA.....

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

\_\_\_\_\_

\_\_\_\_\_

453

1

454

## COMPUTATION OF CHARGES

454 lines.....columns wide equals.....equivalent lines at .288¢.....\$ 130.75  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 130.75

## DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date June 8, 1970

Title CLERK

Notice is hereby given that the foregoing is hereby reported on the effective

## AFFIDAVIT

ss:

I, \_\_\_\_\_, appeared before me, a notary public in and for said county and state, the \_\_\_\_\_, who, being duly sworn, says

CLERK

of the

JOURNAL-GAZETTE

DAILY

newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

May 26, 1970  
June 2, 1970

Subscribed and sworn to before me this 8th day of June 1970

Notary Public

My commission expires March 8, 1974

J &amp; G RACING

2000 Mayor Road

2000 Mayor Road

Fort Wayne, Ind.

200 miles per

start at 11 am.

TICKETS ON SALE

Free Ho

Now





Common Council-City of Ft. Wayne  
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

F O R T   W A Y N E ,   I N D I A N A

## PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

Head	number of lines
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Body	number of lines
1	1
2	2
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97	97
98	98
99	99
100	100

Tail      number of lines

Total number of lines in notice

—

453

1

454

### COMPUTATION OF CHARGES

454 lines, columns wide equals equivalent lines at 288¢  
cents per line

130.75

§ \_\_\_\_\_

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

130.75

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## TOTAL AMOUNT OF CLAIM

### DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type,  $5\frac{1}{2}$  point

Number of insertions 2

Size of quad upon which type is cast..... $5\frac{1}{2}$ .....

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date. June 8, 1970

Title Clerk

**AFFIDAVIT**

$$cy \} SS:$$

\$30 appeared before me, a notary public in and for said county and state, the  
 Subscribed \_\_\_\_\_ A. M. Hostman \_\_\_\_\_ who, being duly sworn, says  
 he is Clerk \_\_\_\_\_ of the

NEWS-SENT INEL

DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA  
in state and county aforesaid, ~~town~~ and that the printed matter attached hereto is a true copy,  
which was duly published in said paper for 2 times, the dates of publication being  
as follows:

May 26, 1970

June 2, 1970

Subscribed and sworn to before me this 8th day of June 19 70

**Notary Public**

My commission expires, March 8, 1974

**First Federal**  
DOWNTOWN, 725 E.  
NORTH ARTHUR, 32 E.  
GEORGETOWN, 6506 E.

**SAFEL Savings Insured to \$20,000.**